



February 6, 2009

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## HOUSE BILL No. 1078

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DIGEST OF HB 1078 (Updated February 4, 2009 5:14 pm - DI 52)

**Citations Affected:** IC 4-20.5.

**Synopsis:** Conveyance of state property. Requires the state to convey certain state property located in Jefferson County to the Heart of Madison Habitat for Humanity.

**Effective:** July 1, 2009.

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**Cheatham, Turner**

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January 7, 2009, read first time and referred to Committee on Natural Resources.  
February 5, 2009, amended, reported — Do Pass.

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HB 1078—LS 6199/DI 75+



February 6, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

## HOUSE BILL No. 1078

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 4-20.5-7-20 IS ADDED TO THE INDIANA CODE  
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2009]: **Sec. 20. (a) As used in this section, "grantee" refers to the**  
4 **Heart of Madison Habitat for Humanity.**

5 **(b) As used in this section, "real property" refers to a tract of**  
6 **land containing approximately four (4) acres located in the city of**  
7 **Madison, Indiana, under the control of the Indiana department of**  
8 **transportation. The real property is part of a larger tract of land**  
9 **bounded by the following streets in the city of Madison:**

10 **(1) Lanham Street on the east.**

11 **(2) Green Road on the south.**

12 **(3) Maple Street on the west.**

13 **(4) Pinehurst Avenue and Lanier Drive on the north.**

14 **(c) The governor and the commissioner are authorized and**  
15 **directed on behalf of and in the name of the state of Indiana to**  
16 **convey the real property to the grantee. Except as provided in this**  
17 **section, the conveyance of the real property shall be made without**

HB 1078—LS 6199/DI 75+



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1 consideration.

2 (d) Conveyance of the real property is subject to highways,  
3 easements, and restrictions of record.

4 (e) Before the conveyance is completed, the following must  
5 occur:

6 (1) The department shall provide for an environmental audit  
7 to be conducted by a competent person.

8 (2) If the environmental audit required by subdivision (1)  
9 discloses that environmental remediation is required, the  
10 Indiana department of transportation shall provide and pay  
11 for the remediation. The Indiana department of  
12 transportation shall also pay for the cost of the environmental  
13 audit.

14 (f) Except as provided in this section, the conveyance of the real  
15 property must comply with this chapter. The department shall  
16 have a quitclaim deed prepared to convey the real property to the  
17 grantee. The deed must state the conditions and restrictions  
18 contained in subsection (d). The commissioner and the governor  
19 shall sign the deed, and the seal of the state shall be affixed to the  
20 deed.

21 (g) The grantee shall have the deed to the real property  
22 recorded in Jefferson County, Indiana.

23 (h) This section expires July 1, 2015.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred House Bill 1078, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 16, delete "estate" and insert "**property**".

Page 1, line 17, delete "estate" and insert "**property**".

Page 2, line 2, delete "estate" and insert "**property**".

Page 2, line 15, delete "estate" and insert "**property**".

Page 2, line 16, delete "estate" and insert "**property**".

Page 2, line 20, delete "estate" and insert "**property**".

and when so amended that said bill do pass.

(Reference is to HB 1078 as introduced.)

BISCHOFF, Chair

Committee Vote: yeas 6, nays 2.

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